

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.22746 OF 2006

ORAL ORDER:

-

The petitioner claims title and possession in respect of Ac.4.00 of land in Sy.No.8P, situated in Kinaparathi, Koyyur Mandal, Visakhapatnam district, which is a notified agency area. The 3rd respondent-Special Deputy Collector, Tribal Welfare, Paderu, having initiated proceedings under Section 3(1) of the A.P. Scheduled Areas Land Transfer Regulation 1 of 1959, as amended by Regulation II of 1970, directed ejectment of the petitioner from the said land. Aggrieved by the same, the petitioner filed an appeal before the 2nd respondent-Additional Agent to Government, which was also dismissed by order dated 9.6.2005. Questioning the same, the petitioner preferred revision before the 1st respondent. The said revision was returned by memo dated 28.9.2006 informing the petitioner that the revision has to be filed before the Tribal Welfare Department for taking further action in the matter. The said order is under challenge in this writ petition.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare appearing for the respondents, and having regard to the fact that under Section 6 of Regulation 1 of 1959, the State Government is competent to revise any decree or order passed by the Agent, the Agency Divisional Officer or any other prescribed officer, the impugned order cannot be held to be erroneous, and no interference is warranted by this Court.

Accordingly, the writ petition is disposed of granting liberty to the petitioner to present the Revision Petition returned by the 1st

respondent, in terms of the impugned order, within two weeks from today. No costs.

(G. ROHINI, J.)

8th September, 2006.
Issue CC by tomorrow.
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.23177 OF 2006

8th November, 2006.

Between:

Sidda Venugopala Muralikrishna.

.. Petitioner.

And

The Special Deputy Tahsildar
(Tribal Welfare), Devipatnam,
East Godavari District and another.

.. Respondents.